

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

FARIDA RAHMAN,

Plaintiff,

v.

LISA S. GELB, J.,

Defendant.

3:22-CV-890
(JUDGE MARIANI)

FILED
SCRANTON

NOV 14 2022

PER

DEPUTY CLERK

ORDER

AND NOW, THIS 14th DAY OF NOVEMBER, 2022, upon *de novo* review of

Magistrate Judge Karoline Mehalchick's Report & Recommendation ("R&R") (Doc. 9),

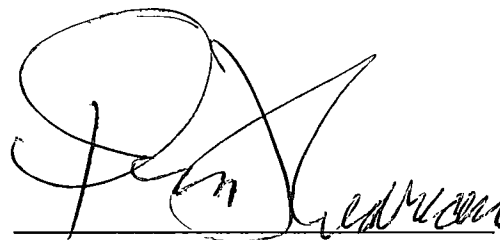
Plaintiff's Objections thereto (Doc. 10), and all other relevant documents, **IT IS HEREBY**

ORDERED THAT:

1. The R&R (Doc. 9) is **ADOPTED** for the reasons stated therein.
2. Plaintiff's Objections (Doc. 10) are **OVERRULED**.¹
3. The above-captioned action is **REMANDED** to the Court of Common Pleas of Luzerne County.
4. The Clerk of Court is directed to **CLOSE** the federal action.

¹ Plaintiff's Objections assert that the present action is for the violation of her rights under 42 U.S.C. § 1983 and that the state court does not have jurisdiction over such claims. (See Doc. 10). Plaintiff's Objections further include a proposed Complaint as an exhibit. (Doc. 10-1; see also, Doc. 10-2). Nonetheless, this Complaint was not properly filed of record and follows the improper removal by Plaintiff of her own action to federal court. As a result, this Court, for the reasons set forth by Judge Mehalchick, is without subject matter jurisdiction over Plaintiff's action at this time.

5. The Clerk of Court is directed to mail a certified copy of this order of remand to the Clerk of the Court of Common Pleas of Luzerne County.

A handwritten signature in black ink, appearing to read "Robert D. Mariani", written over a horizontal line.

Robert D. Mariani
United States District Court Judge